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Government of Madras

REVENUE DEPARTMENT

G.O. No. 2328, 27th September 1920

Veterinary Hospital, Bellary

Transfer of management from the Society for the Prevention of Cruelty to Animals to municipal council, Bellary—Sanctioned.

Government of Madras

REVENUE DEPARTMENT

G.O. No. 2328, 27th September 1920

Veterinary Hospital Bellary

Transfer of management from the Society for the Prevention of Cruelty to Animals to municipal council, Bellary—Sanctioned.

READ—the following papers:—

I

Letter—from F. WARE, Esq., M.R.C.V.S., I.C.V.D., Superintendent, Civil Veterinary Department.

To—the Secretary to Government, Revenue Department.

Dated—Madras, the 27th May 1919.

No.—R.O.C. 3004/G1. of 1918.

I have the honour to address Government on the subject of transferring the management of the veterinary hospital at Bellary from the Society for the Prevention of Cruelty to Animals.

2. The question of taking over the management of this hospital arose in 1916 and the Board of Revenue in its Reference No. 1375, dated 20th July 1916, offered to move Government to bear half the cost of its maintenance if its management were taken over by the district board but subsequently Government in their Order Mis. No. 2870, Revenue, dated 14th December 1916, ordered that no interference with the management of the hospital by the Society for the Prevention of Cruelty to Animals was then necessary.

3. When I visited this hospital in June 1918, I found the wards to be in a very bad state. As this was obviously due to the inability of the Society to find half of the amount of Rs. 6,000 referred to in the proceedings of the Legislative Council meeting held on 14th March 1917 recorded with G.O. No. 1492, Revenue, dated 25th May 1917, I reopened correspondence with the Collector regarding the transfer of the management of the hospital to the district board. A copy of the proceedings of the extraordinary general meeting of the Society resolving to surrender the management of the hospital to Government or any public body is herewith submitted for information. After some correspondence the Collector states that the Municipal Council, Bellary, has agreed to take over the management of the hospital provided that Government pay one-half of the recurring cost and that the other half is shared equally between the district board and the municipal council, and the district board has agreed to this proposal. A copy of his letter Dis. No. 394, dated 6th April 1919, together with its two enclosures is attached hereto for information. In these circumstances I request Government to be pleased to sanction the payment of half the recurring charges in view of the fact that this hospital has been one of the best hospitals in the Presidency for several years and that such an institution should not be allowed to deteriorate in efficiency for want of funds. I may add that Government are already contributing Rs. 360 per annum to the upkeep of this hospital.

4. I solicit the orders of Government regarding the transfer of the management to the municipal council under the proposed conditions. I suggested that it be vested in the district board but that body does not seem to want it.

Enclosures

(1)

Proceedings of the Extraordinary General Meeting of the Society for the Prevention of Cruelty to Animals, Bellary, held on 27th August 1918.

Resolution.—The meeting resolves to surrender the management of the veterinary hospital to Government or any public body, which will take it up.

J. M. Turing,
President.

(2)

Letter—from the Collector and President, District Board, Bellary.
To—the Superintendent, Civil Veterinary Department.
Dated—the 6th April 1919.
No.—Dis. 394.

Adverting to your letter No. 3004/G1., dated 18th January 1919, I have the honour to state that the subject was considered at the meeting of the District Board held on 29th March 1919 and a copy of its resolution is herein enclosed.

2. The subject of taking over the management of this veterinary hospital at Bellary came up for consideration of the district board in the year 1916, and the board agreed to take it up as the Board of Revenue in its Proceedings Ref. No. 1375, dated 20th July 1916, promised to recommend that half the cost of maintenance would be borne by Government. The proposal was dropped—vide G.O. No. 2870. Revenue. dated 14th December 1916.

3. The district board is at present paying half the net cost of the maintenance of the veterinary hospital and cannot continue to pay the same for ever as it has recently undertaken to contribute Rs. 333 and odd towards the maintenance of a veterinary dispensary to be newly opened in Hospet. Moreover, this hospital serves mostly the cattle and animals of the Bellary town. The expenditure must properly devolve upon the municipal council. As a certain number of cattle in the villages adjoining Bellary do also come into the hospital, the district board is willing to contribute its mite towards the maintenance of this hospital. The municipal council was asked to consider if it is willing to take over the management of this hospital under its control. It has agreed to do so provided the Government pays one-half of the cost and the other half is shared equally between the district board and the municipal council. The district board has agreed to the above proposal.

4. I am of opinion that the above proposal is sound and request you to urge upon the Government to accept it and pay half the cost of its maintenance as laid down in their order G.O. No. 956. Revenue. dated 1st April 1913.

(3)

Proceedings of the District Board, Bellary, dated 29th March 1919

Read (i) Letter dated 29th August 1918, from the Honorary Secretary, Society for the Prevention of Cruelty to Animals, Bellary, enclosing a copy of the resolution passed at the extraordinary general meeting of the Society surrendering the management of the veterinary hospital to Government or any public body which will take it up.

(ii) Letter of the Superintendent, Civil Veterinary Department, dated 22nd October 1918. requesting to state if the district board is willing to take up the management

(iii) This office letter C.R. No. 1661, dated 5th February 1919, to the Chairman, Municipal Council, Bellary, requesting if the municipal council will take up the management of the veterinary hospital.

(iv) Reply from the Chairman, dated 1st March 1919, stating that the Council is willing to take over the management of veterinary hospital provided the Government pays one-half of the cost and the district board contributes one-half of the net expenditure after deducting the amount of fines realized.

(v) Office-note on the subject.

Resolution No. 3.—The board agrees to the proposal that half the cost being borne by Government, one-half of the remainder be borne by the district board and one-half by the municipality, the municipality taking over the management of the institution.

(4)

Proceedings of the Municipal Council, Bellary, dated 25th February 1919.

Read letter C.R. No. 1661, dated 5th February 1919, from the President, District Board, Bellary, requesting the Council to reconsider their Resolution No. 17, dated 10th October 1918, expressing inability to undertake the management of the veterinary hospital in view of the fact that one-half of the cost of maintenance of the hospital will be borne by the Government and the other half by the district board, municipal council and the Society for the Prevention of Cruelty to Animals in equal proportion.

Resolution No. 18.—The municipal council is willing to take over the management of veterinary hospital provided the Government pays one-half of the cost and the district board contributes one-half of the net expenditure after deducting the amount of fines realized.

II

Official Memorandum No. 874-C/19-1. Revenue. dated 13th August 1919.

With reference to his letter R.O.C. No. 3004/Gl. of 1918, dated 27th May 1919, on the subject of the management of the veterinary hospital at Bellary, the Superintendent, Civil Veterinary Department, is requested to furnish the Government with the following information :—

(1) the receipts and charges of the hospital in each of the last three years,

(2) whether the expenditure can be reduced in any way and what the annual charges will be in future years (a copy of B.P. No. 55, dated 10th January 1916, on the subject is enclosed for information), and

(3) the amount of fines levied under the Madras Towns Nuisances Act, 1889, and credited to the local Society for the Prevention of Cruelty to Animals in each of the last three years.

(By order

J. B. BROWN,
Under Secretary to Government.

To the Superintendent, Civil Veterinary Department.

III

Letter—from F. WARE, Esq., M.R.C.V.S., I.C.V.D., Superintendent, Civil Veterinary Department.
To—the Secretary to Government, Revenue Department.
Dated—Madras, the 16th February 1920.
No.—D. Dis. 326-A.

I have the honour to furnish below the information required in Government Memorandum No. 874-C/19-1, Revenue, dated 13th August 1919, on the subject of the management of the veterinary hospital at Bellary :—

(1) Receipts and charges of the hospital during the last three years, i.e., 1916-17, 1917-18 and 1918-19—

1916-17.

Receipts.

	RS.	A.	P.
1. District Board contribution	1,761	15	4
2. Hospital receipts ..	1,126	11	6
3. Shoeing receipts ...	285	6	0
4. Government grant ...	360	0	0
5. Municipal grant ..	500	0	0
Total ...	4,034	0	10

Charges.

	RS.	A.	P.
1. Pay and allowances of veterinary assistant ...	1,718	12	5
2. Pay of the menial staff.	502	8	5
3. Contingent charges ...	324	11	11
4. Shoeing forge	443	11	8
5. Feeding charges ...	955	8	6
6. Medicines and instruments	335	14	4
7. Printing and stationery.	26	13	0
8. Books and journals ...	11	10	0
9. Building repairs ...	197	8	8
Total	4,817	2	11

1917-18.

1. District Board contribution	1,798	14	9
2. Hospital receipts ...	1,324	6	4
3. Shoeing receipts ...	223	9	0
4. Government grant ...	360	0	0
5. Municipal grant ...	500	0	0
Total ...	4,206	14	1

1. Establishment	1,967	7	1
2. Contingencies	215	6	3
3. Shoeing forge	426	11	2
4. Feeding charges ...	1,303	8	1
5. Instruments and medicines	1,096	3	0
6. Building repairs ...	97	4	0
7. Books and journals ...	25	7	0
8. Printing charges ...	11	10	0
Total ...	5,143	8	7

1918–19

Receipts.	RS.	A.	P.	*Charges.*	RS.	A.	P.
1. District Board contribution	943	15	0	1. Establishment	1,578	11	2
2. Hospital receipts ...	982	0	8	2. Contingencies	171	1	9
3. Shoeing receipts ...	14	0	0	3. Shoeing forge	4	12	0
4. Government grant ...	360	0	0	4. Feeding charges ...	174	12	5
5. Municipal grant ...	500	0	0	5. Instruments and medicines	235	9	0
				6. Books and journals ...	169	15	0
				7. Stationery	5	14	0
				8. Pensionary contribution to the veterinary assistant, ...	247	12	6
				9. Advertisements	25	2	6
				10. Travelling allowance to the veterinary assistant	31	6	2
				11. Castration fees	4	0	0
Total ...	2,799	15	8	Total ...	2,949	0	6

Note.—The Society for the Prevention of Cruelty to Animals apparently made good the deficits in receipts to equal the expenditure.

(2) The expenditure can be reduced as follows:—

(*a*) The shoeing forge is not working now, and even if it is, it should be self-supporting. No expenditure need in future be incurred under this head.

(*b*) The following is the menial staff at present employed in the hospital:—

One compounder	12	per mensem	
One attendant	8+	Rs. 3	allowance per mensem
One peon	8+	,, 3	,, ,,
One syce	8+	,, 3	,, ,,
One cattleman	7+	,, 3	,, ,,
One dog-boy	4+	,, 2½	,, ,,
	47+	Rs. 14½	=Rs. 61½

I consider that the staff might be curtailed as shown below:—

One attendant	8+	Rs. 3	0	0 allowance per mensem
One waterman	7+	,, 3	0	0
One dog boy	6+	,, 2	8	0
One sweeper	6+	,, 2	8	0
	27+	Rs. 11	0	0 =Rs. 38

As some menials in the hospital are now paid an allowance of Rs. 3 per mensem Society for the Prevention of Cruelty to Animals, the same allowance wil to be paid to them as long as they work in the hospital, even when the mana it of the hospital is transferred to another body.

(3) The amount of fines levied under the Madras Towns Nuisances Act, 1889 and credited to the Society for the Prevention of Cruelty to Animals during the las three years are—

	RS.
1916–17	58(
1917–18	50(
1918–19	33(
Total ...	1,41(

2. The feeding charges of animals treated at the hospital are recovered from the owners. The receipts are included under "Hospital receipts."

IV

Official Memorandum No. 874-C/19-4, Revenue, dated 3rd May 1920.

With reference to the correspondence ending with his letter D. Dis. No. 326-A, dated 16th February 1920, regarding the transfer of management of the veterinary hospital, Bellary, from the Society for the Prevention of Cruelty to Animals, the Superintendent, Civil Veterinary Department, is requested to ascertain and report whether the society would continue to undertake the management of the hospital and be prepared to do it satisfactorily, if the Government increased their contribution from Rs. 360 to Rs. 500 per annum, the district board and the municipality contributing as at present.

(By order)

J. B. Brown,
Under Secretary to Government.

To the Superintendent, Civil Veterinary Department.

V

Letter—from F. Ware, Esq., M.R.C.V.S., I.C.V.D., Superintendent, Civil Veterinary Department.
To—the Secretary to Government, Revenue Department.
Dated—Madras, the 22nd May 1920.
No.—R.O.C. 919-A.

Adverting to Government Memorandum No. 874-C/19-4, dated 3rd May 1920, I have the honour to request Government to reconsider this question and, if possible, accept the resolution of the Society for the Prevention of Cruelty to Animals, Bellary, passed at its extraordinary general meeting, held on 27th August 1918, without referring the matter to that body again.

2. I have been endeavouring since 1916, when I moved the Board of Revenue in the matter, to get the management of this Bellary veterinary hospital transferred to Government or some public body, because I do not consider a charitable body like the Society for the Prevention of Cruelty to Animals, is able to administer such an institution satisfactorily, whatever the contribution from Government is.

The Society in Bellary is, I believe, run by the Treasury Deputy Collector, whoever he may be at the time, as Honorary Secretary with the result that practically everything in connexion with the hospital is left to the assistant in charge, who is a junior subordinate of this department needing constant supervision, but who is not for the time being, under my control. Moreover, in my opinion, such time and energy of the officials of the Society for the Prevention of Cruelty to Animals, as are given to the hospital would be far better spent if they were confined to animals in the streets. This is the only hospital in the Presidency which is run by the Society for the Prevention of Cruelty to Animals, and it is really a relic of the past.

3. As the municipal council in its Resolution No. 18, dated 25th February 1919, has expressed its willingness to take over the management of the hospital under certain conditions, I request Government to accept its offer and sanction the transfer at an early date.

VI

Memorandum No. 2139-2 M, dated 10th June 1920.

In February 1919, the municipal council proposed to take over from the Society for the Prevention of Cruelty to Animals the management of the veterinary hospital at Bellary on condition that the Government should contribute one-half of the total cost of its maintenance and that the district board should contribute one-half of the balance after deducting the amount of fines realized. The district board agreed to this Having regard however to the contribution now being made by the municipality and the district board, the Government consider that one-half of the net cost of maintaining the institution should be borne by the municipality and the district board in the proportion of 2 : 1 and that the other half should be borne by Government. The total recurring charges of the institution are estimated at Rs. 2,000 and the ne charges at Rs. 1,530.

The Collector is requested to ascertain and report at an early date whether the municipal council and the district board agree to meet the cost as suggested above.

(By order)

L. A. Cammiade,
Under Secretary to Government.

To the Collector of Bellary.

VII

Letter—from A. F. G. Moscardi, Esq., I.C.S., Collector of Bellary.
To—the Secretary to Government, Local and Municipal Department.
Dated—the 3rd August 1920.
No.—L. Dis. B & G. 784.

In reply to Government Memorandum No. 2139-2 M., dated 10th June 1920, I have the honour to inform you that the district board, Bellary, is willing to bear the cost of maintaining the veterinary hospital, Bellary, in the proportion suggested. But the Bellary municipal council expresses its inability to alter the decision arrived at in its former Resolution No. 18, dated 25th February 1919 (copy enclosed). A copy of Resolution No. 10, dated 27th July 1920, is enclosed.

Enclosures

(i)

Proceedings of the Municipal Council, Bellary, dated 27th July 1920.

Read foot-note Reference No. 784-B & G., dated 17th June 1920, of the Collector of Bellary forwarding for report a copy of G.O. (Memorandum) No. 2139-2 M., dated 10th June 1920, proposing that one-half of the net cost of maintaining the veterinary hospital at Bellary should be borne by the municipality and the district board in the proportion of 2 : 1 and that the other half should be borne by the Government in case the management of the hospital is taken over by the municipality.

Resolution No. 10.—The council regrets it sees no reason to vary its former resolution.

(ii)

Extract from Proceedings of the Municipal Council, Bellary, dated 25th February 1919.

Read letter C.R. No. 1661/18, dated 8th February 1919, from the President, District Board, Bellary, requesting the council to reconsider their Resolution No. 17, dated 10th October 1918, expressing inability to undertake the management of the veterinary hospital in view of the fact that the one-half of the cost of maintenance of the hospital will be borne by the Government and the other half by the district board, municipal council and the Society for the Prevention of Cruelty to Animals in equal proportions.

Resolution No. 18.—The municipal council is willing to take over the management of the veterinary hospital provided the Government pays one-half of the cost and the district board contributes one-half of the net expenditure after deducting the amount of fines realized

VIII

Letter—from A. F. G. Moscardi, Esq., I.C.S., Collector of Bellary.
To—the Secretary to Government, Local and Municipal Department.
Dated—the 10th August 1920.
No.—L. Dis. C. 937/B-4.

In continuation of my letter No. L. Dis. on B & G. 784, dated 3rd August 1920, I have the honour to state that the Honorary Secretary, Society for the Prevention of Cruelty to Animals, Bellary, points out that the order contained in Government Memorandum No. 2139-2 M., dated 10th June 1920, contemplates the fines realized in prosecutions being available to be set off against the cost of the hospital. The Secretary argues that this is not the case; but that the fines belong to the society which prosecutes the cases and which has got its own establishment to maintain

Order—No. 2328, Revenue, dated 27th September 1920

Miscellaneous.

The Government accept the proposal of the Superintendent, Civil Veterinary Department, to transfer the management of the veterinary hospital at Bellary from the local Society for the Prevention of Cruelty to Animals to the municipal council, Bellary, on the understanding that the municipal council and the district board, Bellary, together contribute one half of the annual recurring charges of the hospital, the other half being met by Government.

The fines levied under section 5 of the Madras Towns Nuisances Act, 1889, within the municipal limits of Bellary will be wholly credited to the municipal council

(True extract)

E. S. Lloyd,
Acting Secretary to Government.

To the Superintendent, Civil Veterinary Department.
" Local and Municipal Departmen
" Financial Department.
" Accountant-General (through Financial Department).
" Home (Judicial) Department.

warded to the

(By order)

Senior Superintendent

NOTES CONNECTED WITH G.O. No. 2328, REVENUE, DATED 27TH SEPTEMBER 1920.

[SUBJECT.—*Transfer of management of the Veterinary Hospital, Bellary.*]

Previous papers :

G.O.	1029,	*Judicial,*	29*th June* 1905	*G.O*	1562,	*Judicial,*	17*th July* 1914
,,	1075,	*Revenue*	3*rd Nov.* ,,	,,	644,	*Revenue,*	16*th Sep.* ,,
,,	*Mis.* 2187,	*Judicial,*	9*th Apr.* 1906	,,	*Mis.* 2870	,,	14*th Dec.* 1916
,,	,, 1024	,,	6*th July* 1910	,,	749	,,	12*th Mar.* 1917
,,	561	,,	24*th Mar.* 1911	,,	1492	,,	25*th May* ,,
,,	901	,,	5*th June* 1912	,,	465,	*L. & M.,*	10*th Nov.* ,,
,,	956,	*Revenue,*	1*st Apr.* 1913	,,	186,	*Revenue,*	11*th Jan.* 1918
,,	3589	,,	6*th Dec.* ,,	,,	1419 *M.,*		5*th Sep.* ,,
,,	722	,,	7*th Mar.* 1914	,,	478 *M.,*		24*th Mar.* 1919
,,	1112,	*Judicial,*	14*th May* ,,	,,	*Mis.* 962,	*Revenue,*	9*th Apr.* ,,

From the Superintendent, Civil Veterinary Department. R.O.C. No. 3004-Gl. dated 27th May 1919.

The veterinary hospital, Bellary, is a private institution managed by the local Society for the Prevention of Cruelty to Animals—item 9 on page 2 of G.O. No. 186, dated 11th January 1918. The hospital is located on a site given free by the Bellary Municipal Council with a masonry building for the dispensary and quarters combined, the other accommodation consisting of temporary structures with thatched roofing—page 5 of B.P No. 2187, dated 9th April 1906. The annual recurring expenditure of the hospital is met from the following sources :—

		RS.
(1)	Government contribution	360
(2)	Contribution by the Bellary Municipality	500
(3)	District Board, Bellary	Half the net expenditure.
(4)	Society for the Prevention of Cruelty to Animals, Bellary ...	Balance.

(Columns 3 and 4 against item 9 on page 2 of G.O. No. 186, Revenue, dated 11th January 1918.)

2. The question of transferring the management of the hospital to the District Board was considered by the Board of Revenue in 1916, but it was dropped as the Society was unwilling to hand over the management—please see correspondence in G.O. No. 2870, dated 14th December 1916. As the Society has now agreed to surrender the management of the hospital, the Superintendent, Civil Veterinary Department recommends that the management may be transferred to the Municipal Council Bellary. The Council has agreed to the proposal on condition that half the annual recurring charges of the hospital are met by the Government and that the District Board contributes one-half of the net expenditure *after deducting the amount of fine realized.* This condition, so far as contribution by Government is concerned, is in accordance with the principle which is generally followed in the establishment of veterinary hospitals and dispensaries subsequent to the issue of G.O. No. 956, Revenue dated 1st April 1913.

3. When the Society for the Prevention of Cruelty to Animals opened the hospital in 1906, the Government ordered that the fines levied under section 5 of the Madras Towns Nuisances Act, 1889, in cases prosecuted by the agents of the society within the Municipality of Bellary should be credited to the local society—vide G.O. No. 1029, Judicial, dated 29th June 1905, printed on page 3 of G.O. No. 1075, Revenue, dated 3rd November 1905. Under the proposal of the Superintendent, Civil Veterinary Department, the society is not to bear any portion of the charges of the hospital and it is not clear whether the society should be credited with any portion of the fines in future. The Home (Judicial) Department may be requested to offer their remarks on this point.

4. If the management of the hospital is transferred from the Society for the Prevention of Cruelty to Animals, the question arises as to who should bear the cost of improvements to the buildings estimated at Rs. 6,000. In 1917 the Government promised a half grant if the Society for the Prevention of Cruelty to Animals found the other half—G O. No. 1492, Revenue, dated 25th May 1917. Now the whole cost will have to be borne by the Government in accordance with the principle usually followed in the establishment of veterinary hospitals and dispensaries—paragraph 2 of Financial Department's notes on page 7 of notes to G.O. No. 3589, Revenue, dated 6th December 1913, and paragraph 2 of G O. No. 722, Revenue, dated 7th March 1914. The existing hospital buildings belong to the municipality.

5. The annual recurring charges of a veterinary hospital ordinarily amount to Rs. 1,931—paragraph 1 of G.O. No. 749, Revenue, dated 12th March 1917. In the present case, which is a private institution, the charges amounted to Rs. 6,057-0-8 during 1914-15—page 18 of G.O. No. 2870, dated 14th December 1916. But the Board of Revenue in its Reference No. 55, dated 10th January 1916, considered that the charges should be about Rs. 3,226 per annum and suggested reduction of certain items of expenditure—page 21 of G.O. No 2870, dated 14th December 1916. It is not known what the present actual annual expenditure amounts to. Before considering the Superintendent's proposal it is submitted that figures for the last three years may be called for. The Superintendent may also be asked to report if he can suggest any reduction of expenditure and what the charges will amount to in future.

6. The file may be sent to the Home (Judicial) Department with reference to paragraph 3 above.

K.R.A.—9-6-19. K.C.V.—12-6-19. F. J. NOBES—12-6-19.

HOME (JUDICIAL) DEPARTMENT.

Please see paragraph 3 of Revenue notes above. In G.O. No. 1029, Judicial, dated the 29th June 1905, Government directed that fines levied under section 5 of the Madras Towns Nuisances Act, 1889, within the municipality of Bellary be credited to the local Society for the Prevention of Cruelty to Animals, because the society had consented to bear a portion of the charges necessary for the maintenance of the veterinary hospital at Bellary. But now that it is proposed to transfer its management from the society to the Municipal Council, Bellary, all fines levied under section 5 of the said Act, should be credited to Municipal funds in accordance with G.O. No. 1667, Home (Judicial), dated 22nd August 1891. The Revenue Department may be requested to add a sentence to this effect in their order when sanctioning the proposal in question. With these remarks the file may be returned to Revenue through Local and Municipal.

R.V.V.—20-6-19. P.S.R.—25-6-19. C. H. BROWN—20-6-19.

A. Not so clear. It may as well be due to the fact that the Society for the Prevention of Cruelty to Animals uses its servants as prosecuting agency. What happens in similar cases elsewhere?

R. RAMACHANDRA RAO—27-6-19.

Please see the Secretary's remarks above. In G.O. No. 1029, Home (Judicial), dated 29th June 1905, the Government directed that the fines levied under section 5 of the Madras Towns Nuisances Act within the municipality of Bellary should be credited to the local Society for the Prevention of Cruelty to Animals

subject to two conditions, one of which was that 'only the fines levied in cases prosecuted by the agents of the Society in Bellary should be made over.'—Vide pages 2–3 of G.O. No. 561, dated 24th March 1911. In several other cases also, the Government have sanctioned the payment of fines levied under the said section to the respective branches of the Society for the Prevention of Cruelty to Animals in cases where prosecutions for cruelty to animals are instituted by the agents of the society —vide also the marginally noted G.Os.

G.Os. No. 901, dated 5th June 1912 and No. 1562, dated 17th July 1914.

2. In Official Memorandum No. 1128-5, Home (Judicial), dated 13th Augus 1910, the Government suggested to the Society that this concession should be applie in places where the agents of the Society were not merely men of local influenc drawing adequate pay, but were also possessed of sufficient veterinary knowledge an appliances to be able to advise the owners of sick animals and afford some help i their treatment. And in paragraph 3 of G.O. No. 561, dated 24th March 1911, i was laid down that the foregoing principles should govern applications for crediting to the funds of the Society for the Prevention of Cruelty to Animals, the fine imposed in cases charged at the instance of the Society

3. In this connexion, attention is invited to Sir Alexander Cardew's note a page 7 of notes to G.O. No. 1112, Home (Judicial), dated 14th May 1914, where he says 'Personally I have always felt great doubt whether it is sound to give the Society for the Prevention of Cruelty to Animals, the whole or even a share of the fines, as it gives the society, a direct interest not in preventing cruelty but in instituting prosecutions and securing the imposition of penalties.' Please also see Chief Secretary (Sir William Meyer's) note at page 7, note file to G.O. No. 1024, Home (Judicial), dated 6th July 1910, where he states "whether the society should receive the fines in cases prosecuted by it, is thus a matter of expediency, and its solution must, I think, depend on the status of the agent and the amount of outside check available over his proceedings.'

4. It will thus be seen that the fines should be credited in full to the Bellary Municipality, now that it takes over the complete management from the society under the present proposal—G.O. No. 1667, dated 22nd August 1891, and Mr. Butterworth's note at page 4 of notes to G.O. No. 644, dated 16th September 1914.

R.K.—4-7-19. P.V.R.—14-7-19. C. H. BROWN—15-7-19
R. RAMACHANDRA RAO—16-7-19

LOCAL AND MUNICIPAL DEPARTMENT.

Attention is solicited to paragraph 5 of the Revenue Department's note on page 2 supra. It will be seen therefrom that it is not known at present what will be the annual recurring charges of the veterinary hospital which it is proposed to transfer to the Bellary Municipal Council and that it has been suggested that information in this respect may be called for. The question whether the Council will be able to maintain this hospital will have to be examined again when the Revenue Department obtains the above information. It is however observed that the normal surplus income of this municipality is only Rs. 357 on an average for the four years ending 1918–19—vide column 14 of Statement XI on page 6 of notes to G.O. No. 1419-M., dated 5th September 1918. But on account of the fact that the general hospital and the women and children's hospital in the municipality have been taken over by the Government from 1st December 1917 the financial position of the municipality has since improved—paragraph 1 of G.O. No. 465, Medical, dated 10th November 1917. The council's budget for 1919–20 therefore closes with a balance of Rs. 13,380 or 11·7 per cent of the ordinary receipts under those funds—vide paragraph 7 of G.O. No. 478 M., dated 24th March 1919. If it is considered that the question whether the council will be able to meet the recurring charges of the hospital should be examined and settled beforehand. It is submitted that the Revenue Department may be requested to furnish this department with information regarding these charges.

M.P.S.J.—5-8-19. K.A.G.—6-8-19. L. A. CAMMIADE—9-8-19.

REVENUE DEPARTMENT.

It will be seen from the notes on pages 2–3 ante that the Home (Judicial) Department are of opinion that the fines levied under the Madras Towns Nuisances Act, which were hitherto credited to the Society for the Prevention of Cruelty to Animals, should in future be credited to the Bellary Municipality and that the Local and Municipal Department desire to have information about the recurring charges of the hospital before permitting the municipality to undertake the management of the hospital. Reference is also solicited to paragraph 5 of this office-note on page 2 ante. A draft official memorandum to the Superintendent, Civil Veterinary Department, calling for the information is submitted for approval.

K.C.V.—13–8–19. J. B. BROWN—13–8–19.

[Official Memorandum to the Superintendent, Civil Veterinary Department, No. 874-C/19-1, dated 13th August 1919.]

From the Superintendent, Civil Veterinary Department, D. Dis. No. 326 *A, dated* 16*th February* 1920.

The Superintendent, Civil Veterinary Department, has furnished the information called for. He proposes that shoeing forge may be abolished in future and reports that a saving of Rs. 23–8–0 per mensem or Rs. 282 per annum in establishment charges may be effected. He has not reported what the approximate annual expenditure will be in future.

No. He says it should be self-supporting.
J.B.B.—6–3–20.

2. To have an idea of the approximate expenditure of the hospital, the figures of 1918–19 may be taken into account, as the charges for the two previous years seem to be abnormal. Of the items of expenditure mentioned, the following may be omitted for the reasons mentioned against each :—

		Rs.	A.	P.	Reasons.
Covered by receipts. J.B.B.—6–3–20.	Shoeing forge ...	4	12	0	.....
	Feeding charges ...	474	12	5	These will be recovered from the owners.
	Books and journals ...	169	15	0	There will be little recurring expenditure under this item
	Advertisements	25	2	6	No necessity if the hospital ceases to be 'private one.'
	Total ...	674	9	11	

Excluding the charges incurred on account of these items, the recurring expenditure of the hospital for 1918–19 amounted to Rs. 2,274–6–7 or Rs. *2,275*. If the saving proposed to be effected under establishment charges is taken into account, the recurring expenditure may roughly be taken to be Rs. *1,993*. The annual recurring charges of a veterinary hospital have been calculated to amount to Rs. 1,931—paragraph 1 of G.O. No. 749, Revenue, dated 12th March 1917

Might be taken at Rs. 2,000 approximately, increase in pay of menials being taken into account.
J.B.B.—6–3–20.

If it is considered unnecessary to ask the Superintendent to report what the annual recurring expenditure of the hospital will be, the file may be sent to the Local and Municipal and Financial Departments for remarks.

K.R.A.—4–3–20. K.C.V.—3–3–20. J.B.B.—6–3–20.

LOCAL AND MUNICIPAL DEPARTMENT.

The Revenue Department state that the annual recurring charges of the veterinary hospital may be taken as Rs. 2,000 approximately. Under the conditions

agreed to by the Council and the District Board, the Council's share of the cost will be Rs. 265 as shown below :—

	RS.
Total recurring charges	2,000
Deduct—	
Government contribution	1,000
Income from fines	470
Total ...	1,470
Net expenditure ...	530
District Board's share (half of Rs. 530) or	265
Council's share ...	265

Thus the Council will under the proposed arrangement be a gainer by Rs. 235 as it is now contributing Rs. 500 annually towards the maintenance of the hospital. Even presuming that the Council will have to face an increase in the recurring expenditure over the present approximate estimate, its finance will not be adversely affected. The Council's resolution need not therefore be objected to. With these remarks, the file may be passed on to the Financial Department.

M.P.S.J.—18-3-20. C.S.S.—18-3-20. L. A GAMMIADE—23-3-20.

FINANCIAL DEPARTMENT.

This case relates to a proposal to transfer the management of the veterinary hospital at Bellary from the local S.P.C.A. to the Bellary Municipality. The Municipal Council has agreed to take over the hospital on condition that Government pays one-half of the cost and the District Board contributes one-half of the *net* expenditure after deducting the amount of fines realized under the Madras Town Nuisances Act. The District Board has agreed to the proposal.

2. After the transfer it is expected that the total recurring charges will be about Rs. 2,000 per annum, and will, according to the foregoing proposals, be shared as follows :—

	RS.
Government contribution	1,000
Income from fines (average of past three years)	470
District Board contribution	265
Municipal funds	265
Total ...	2,000

3. The Government now contribute Rs. 360 towards the hospital, and the extra cost will be Rs. 640 per annum. On the other hand, the Municipal Council, which at present pays a contribution of Rs. 500 to the S.P.C.A., will be saved a sum of Rs. 235. There is no reason why the Municipality should benefit by the transfer of the hospital to its management. The proper course seems to be for the Government to contribute one-half of the net expenditure, i.e., $\frac{1}{2}$ (2,000 —470) or Rs. 765. The District Board and the Municipal Council will between themselves pay the rest, the District Board paying Rs. 265 and the Municipal Council Rs 500 as at present.

A

V.G.—10-4-20. T.A.S.—18-4-20.

The District Board and the Municipality are obviously trying to take advantage of the proposed rearrangement to reduce their share of expenditure on this hospital, and I do not think we should agree to anything more than is suggested at '**A**' above.

I venture to think, however, that the proposal involves us in a certain amount of avoidable expenditure and perhaps if we consented to increase the present Government contribution from Rs. 360 to Rs. 500, the S.P.C.A. may be induced to carry on the hospital in a more satisfactory way. The District Board and the Municipality will contribute as at present.

J. M. HOOPER—19-4-20.

I think it is a pity that the S.P.C.A. is giving it up, but if it cannot keep the hospital up properly I suppose the Municipal Council must take over the responsibility. I notice however that the correspondence is more than a year old and the society may have changed its mind. The above suggestion might be put to it.

R. A. GRAHAM—24–4–20.

REVENUE DEPARTMENT.

A draft official memorandum is submitted for approval.

C.R.P.—29–4–20. J. B. BROWN—5–5–20.

[Official Memorandum to the Superintendent, Civil Veterinary Department, No. 874-C/19–4. dated 3rd May 1920.]

From the Superintendent, Civil Veterinary Department, R.O.C. No. 919-*A*, *dated* 22*nd May* 1920.

The Superintendent is strongly of opinion that the S.P.C.A. will not be able to run the institution satisfactorily whatever may be the contribution from Government. Submitted for orders whether the Superintendent's recommendation will be accepted and the management of the hospital will be transferred to the Municipal Council.

N.D.—26–5–20.

The Superintendent mentioned this matter to me, and as he told me that in his opinion the S.P.C.A. could not run the institution efficiently, I suggested that he might report the matter officially.

2. The fact that the assistant in charge of the hospital is not under the control of the Superintendent is an argument for making some alteration in the arrangements. It might of course be possible to arrange to allow the departmental officers to supervise the hospital, but it is not unlikely that there would be friction

3. As the S.P.C.A. themselves have expressed the desire to give up the hospital, it would be well to take them at their word.

4. Mr. Turing may perhaps be consulted as he has personal knowledge of the circumstances.

J.B.B.—26–5–20.

Would Local and Municipal agree to the proposal at **A** on page 5 supra.

E. S. LLOYD—29–5–20

LOCAL AND MUNICIPAL DEPARTMENT

A draft memorandum to the Bellary Municipal Council is submitted.

U.S.—4–6–20. L. A. CAMMIADE—10–6–20.

[Official Memorandum No. 2139–2 M., dated 10th June 1920.]

From the Collector of Bellary No. 784 *dated 3rd August* 1920

From the Collector of Bellary No. 937/20 *B*–4, *dated* 10*th August* 1920

The Bellary Municipal Council formerly agreed to take over the management of the veterinary hospital from the S.P.C.A. on condition that the Government paid one-half of the cost and the District Board contributed one-half of the net expenditure *after deducting the amount of fines realized.* The District Board also agreed to the proposal.

2. The Government suggested in their Memorandum No. 2139–2 M., dated 10th June 1920, that one-half of the *net* expenditure, i.e., one-half of the cost after deducting the amount of fines realized should be borne by Government and the other half by the municipality and the District Board in the proportion of 2 to 1

3. Now it is seen that while the District Board is willing to accept the Government's suggestion, the Municipal Council does not want to alter its previous decision referred to in paragraph 1 above.

4. The only advantage to the Municipal Council arising from the proposed transfer of management of the Veterinary hospital is that it gets a small profit of Rs. 235 as was noticed in this department's note on page 5 ante. The condition on which the council formerly agreed to take over the management being in accordance with the principle generally followed in the establishment of veterinary hospitals and dispensaries so far as Government contribution was concerned, as pointed out by the Revenue department in its note on page 1 ante it does not appear that Municipal Council can be compelled to accept the arrangement proposed by Government.

5. The Honorary Secretary, S.P.C.A., Bellary, argues that the fines realized, should not be set off against the cost of the hospital as they belong to the society which prosecutes the cases and which has got its own establishment to maintain. The question as to whom the fines should properly be credited has been fully discussed in the Home (Judicial) Department's note, at page 3 ante and it was finally decided that the fines should be credited in full to the Bellary Municipality, now that it takes over the management of the veterinary hospital from the society.

6. With these remarks, the file may now be returned to the Revenue department with reference to its Secretary's note at **A** on page 5 ante.

T.B.S—13-8-20. B.G.—13-8-20.

The annual recurring charges of the veterinary hospital were to be shared by the Government, the Municipal Council and the District Board, as shown below according to the original proposal of the Council and the subsequent suggestion of Government in Memorandum No. 2139-2 M., dated 10th June 1920 :—

	Original proposal.	Proposal of Government.
	RS.	RS.
Government	1,000	765
Municipal Council	265	510
District Board	265	255
Income from fines	470	470
	2,000	2,000

The extra amount the Council will have to find according to the proposal of Government is only Rs. 245. As the Council demurs to meet it from its own funds and as it cannot be compelled to accept the arrangement proposed by Government it is submitted that the Financial Department may be requested to consider the question of this small sum of Rs. 245 also being met from Provincial funds.

M.T.D.—19-8-20. L. A. CAMMIADE—20-8-20. F. J. RICHARDS—1-9-20.

FINANCIAL DEPARTMENT.

Please see the Financial department notes on pages 5-6 ante. The Superintendent, Civil Veterinary Department, considers it undesirable for the S.P.C.A. to continue the management of the hospital, nor is the Municipal Council, Bellary, willing to meet one-third of the net expenditure. Local and Municipal point out that the Municipal Council cannot be forced to agree to the condition imposed by Government as it is not in accordance with the general principle for the maintenance of veterinary hospitals. The principle is that laid down in G.O. No. 956 Revenue, dated 1st April 1913, according to which the local bodies concerned are ordinarily to guarantee a contribution of one-half of the annual cost of maintenance. The question that arises is whether the fines levied in cases prosecuted by the agents of the S.P.C.A. under section 5 of the Town Nuisances Act, which were hitherto credited to the S.P.C.A. should or should not be taken against the maintenance charges of the hospital. The disposal of these fines is not regulated by law or rules having the force of law, but by executive orders of the Local Government. G.O. No. 1667, Judicial, dated 22nd August 1891, directed that fines levied under sections 3-5 of the Act should be credited to the municipality for employment on purposes of sanitation. In 1905, the

S.P.C.A. proposed to start and maintain a veterinary hospital at Bellary, and, in consideration of this fact, the Government sanctioned the payment to the Society of all fines levied under section 5 in cases prosecuted by the agents of the Society. This order practically diverted the purpose for which the fines levied at the instance of the agents of the S.P.C.A. should be utilized from sanitation to veterinary aid. In the circumstances, it would seem that the fines should be taken in abatement of charges and the net cost only should be treated as the annual cost of maintenance of the veterinary hospital; and the Municipality and the District Board should meet one-half of such net cost. The only ground for permitting the local bodies to meet a smaller proportion of the cost would be when they cannot afford it, but this excuse is not tenable in the present instance, as they are asked to meet only the charges which they were hitherto contributing.

T.A.S.—10-9-20.

The Bellary Municipality will of course remain obdurate to any proposal which will deprive them of the financial advantage which they had hoped to obtain by the transfer of the veterinary hospital from the S.P.C.A. to themselves.

Apparently the Superintendent, Civil Veterinary Department, has not put the proposal contained in the memorandum dated 3rd May 1920 to the S.P.C.A. It is rather difficult to understand the position taken up by the Superintendent in this matter. In paragraph 3 of his original letter he remarks "this hospital has been one of the best hospitals in the Presidency for several years and such an institution should not be allowed to deteriorate in efficiency for want of funds". Yet, when in the memorandum dated 3rd May 1920 the Government proposed to increase the contribution from Rs. 360 to 500 per annum, the Superintendent changes his ground and states in paragraph 2 of his letter dated 22nd May 1920 that he does not consider a charitable body like the S.P.C.A is able to administer such an institution satisfactorily whatever the contribution from Government may be, and he states that this is the only hospital in the Presidency which is run by the S.P.C.A. and is really a relic of the past.

I think we should insist upon the Superintendent putting the proposal contained in memorandum dated 3rd May 1920 to the Society rather than sanction the proposal which will give the Bellary Municipality an undue advantage and involve Provincial funds in extra expenditure.

J. M. HOOPER—13-9-20.

I am afraid the Superintendent is right. The running of the hospital by a private society needs a sustained enthusiasm, and unless local enthusiasm can be sustained it is neecssary to bring the institution more under departmental control. For this purpose it is apparently necessary to bring it into line with other veterinary institutions in the Presidency. I think therefore we may agree to a transfer to the Municipal Council on a guarantee that the local bodies between them are responsible for half the annual cost. If the Council takes any trouble to prevent cruelty to animals, it may have some fines to set off against its share; if, as is more probable, it lets the matter slide, it will have none. The Honourable Member should see.

R. A. GRAHAM—15-9-20.

REVENUE DEPARTMENT.

Draft before circulation.

J. B. BROWN—17-9-20.

Draft order is submitted for approval

N.D.—21-9-20. J.B.B.—22-9-20.

NOTES TO G.O. No. 2328, REVENUE, 27TH SEPTEMBER 1920

The proposal of the Superintendent, Civil Veterinary Department, that the management of the veterinary hospital at Bellary should be transferred to the Municipal Council from the S.P.C.A. may be accepted. It is the only institution in the Presidency that is run by the S.P.C.A., and, as pointed out by the Superintendent, a charitable body like the S.P.C.A. cannot manage it satisfactorily.

There is some dispute between the Municipality and the District Board as to what share of the one-half of the annual recurring charges they shall respectively bear, but this they must settle between themselves. It seems sufficient to say that they must contribute it together, the fines going to the Municipality.

Draft for approval

E. S. LLOYD—22-9-20.

W[ILLINGDON]—24-9-20.

C. G. T[ODHUNTER]—25-9-20.

Issue.

I. B. BROWN—27-9-20.

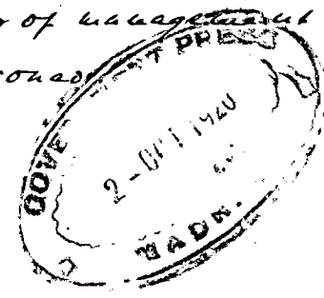
[G.O. No. 2328, Revenue, dated 27th September 1920]

Read Bellary 1-S-8

Scott. 11-10 (a)—35,106—9-2-20. (6)

Rev. DEPARTMENT.

Vety Hospital, Bellary Transfer of management from S.P.C.A to Municipal Council, Bellary - Sanctioned



READ AGAIN G.O. No. ....., dated ..... 192 .

" " " " ..... " ..... 192 .

READ ALSO:—

C. No. 814 C,	From the Supt. C.V.S.	Ror. No. 3804, dated	22. 5.	1919.
	O.M. to the "	874 C/19-1 "	13. 8.	1919
490 C	From the "	Dis. No. 3264 "	16. 2.	1920
" "	O.M. to the "	" 874 C/19-4 "	3. 5.	1920.
1382 C	From the "	Ror. 919 A R	22. 5.	1920
	O.M. to the Coll. of Bellary	2139-2 M "	16. 6.	1920
	From " "	Lr. Dis. No. 764 "	3. 8.	1920
" "	" "	Lr. C.R. 937/20-B-44	10. 9.	192

ORDER. No. 2328 dated 27-9-1920

To issue in MSS first.

Press

40/27/9

Issued to the Collr. of Bellary & Press Advt.

27/9

Press 1-10-20

The Govt. accept the proposal of the Supt, Civil Vety. to transfer the management of Vety. hospital at Bellary from the local Society for the Prevention of Cruelty to Animals to the Municipal Council, Bellary on the understanding that the Municipal Council and the District Bellary together contribute one half of the annual recurring charges of the hospital the other half being met by Govt.

The fines levied under

Section 5 of the Harbors Towns Nuisances Act, 1889 within the Municipal limits of Ballarat will be wholly erected to the Municipal Council.

S/
Ans
22/9/20

En 22/9/20

DESPATCHED
27 SEP 1920 KG

To

The Supt. C. P.S
The Lands & depts.
The Fuel. dept
The A & Res' Fuel. depts.
The Works (Rds) dept.

LD
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DESPATCHED
4 NOV 1920